

House Engrossed

FILED

**KEN BENNETT
SECRETARY OF STATE**

State of Arizona
House of Representatives
Fiftieth Legislature
First Regular Session
2011

CHAPTER 110

HOUSE BILL 2316

AN ACT

AMENDING SECTIONS 41-541 AND 41-545, ARIZONA REVISED STATUTES; RELATING TO
THE ARIZONA COMMISSION OF INDIAN AFFAIRS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 41-541, Arizona Revised Statutes, is amended to
3 read:

4 41-541. Commission of Indian affairs; members; term;
5 compensation; officers; meetings; duties

6 A. The Arizona commission of Indian affairs ~~shall consist~~ CONSISTS of
7 the governor, the superintendent of public instruction, the director of the
8 department of health services, the director of the department of
9 transportation, the attorney general, the director of the department of
10 economic security, THE DIRECTOR OF THE DEPARTMENT OF GAMING, the director of
11 the office of tourism and the director of the department of commerce, or
12 their representatives, who shall be ex officio members. ~~, and nine~~ THE
13 GOVERNOR SHALL APPOINT ELEVEN ADDITIONAL members ~~appointed by the governor,~~
14 ~~two~~ INCLUDING FOUR at large ~~who shall be non-Indian,~~ ONE OF WHOM MUST
15 REPRESENT A NONPROFIT ORGANIZATION, and seven from among the Indian
16 tribes. Each tribe or tribal council may submit the names of ~~not to exceed~~
17 ~~two~~ members of its tribe, ~~and from the names so submitted, the governor shall~~
18 ~~appoint the seven Indian members~~ TO BE CONSIDERED FOR APPOINTMENT.

19 B. The term of office of each appointive member shall be three years,
20 UNLESS THE MEMBER RESIGNS OR IS REMOVED. The terms of three appointive
21 members shall expire on the first Monday in January each year. Each member
22 shall hold office until the member's successor is appointed and qualifies.
23 Appointment to fill a vacancy caused otherwise than by expiration of a term
24 shall be for the unexpired portion of the term. A MEMBER MAY BE REMOVED AT
25 THE REQUEST OF A TRIBE OR TRIBAL COUNCIL IF THE MEMBER WAS PREVIOUSLY
26 NOMINATED BY THAT TRIBE OR TRIBAL COUNCIL. ALL MEMBERS SERVE AT THE PLEASURE
27 OF THE GOVERNOR.

28 C. Members of the commission serving by virtue of their office shall
29 serve without compensation. Appointed members are eligible to receive
30 compensation as determined pursuant to section 38-611 for each day of
31 attendance at meetings.

32 D. The commission shall elect a chairman and a vice-chairman, who
33 shall be appointive members, and adopt rules for the conduct of meetings. A
34 record shall be kept of all proceedings and transactions.

35 E. The commission shall meet at least quarterly on the second Thursday
36 of the first month of each quarter and may hold additional meetings ~~upon~~ ON
37 the call of the chairman. A majority of the appointed members of the
38 commission shall constitute a quorum for the transaction of business. ~~, but~~
39 Ex officio members may NOT vote. Members who fail to attend three
40 consecutive meetings shall be deemed to have resigned.

41 F. The commission may apply for, accept, receive and expend public and
42 private gifts or grants of money or property ~~upon~~ ON such terms and
43 conditions as may be imposed by the donor and for implementation of the
44 commission's internal operations.

1 G. The commission may accept, receive and spend fees collected at the
2 Arizona Indian town hall to defer expenses for the Arizona Indian town hall
3 ~~that exceed the amount appropriated by the legislature for the Arizona Indian~~
4 ~~town hall.~~

5 Sec. 2. Section 41-545, Arizona Revised Statutes, is amended to read:
6 41-545. Indian town hall fund

7 A. An Arizona Indian town hall fund is established that consists of
8 monies collected or received at Indian town halls as fees that are intended
9 to defray administrative costs related to these town halls pursuant to
10 section 41-541. The commission shall deposit, pursuant to sections 35-146
11 and 35-147, all fees collected from this activity in this fund.

12 B. The commission shall annually report to the joint legislative
13 budget committee ~~for~~ ON its use of the monies in the fund. ~~Up to fifteen~~
14 ~~thousand dollars of monies in the fund may be expended by the commission each~~
15 ~~fiscal year.~~

APPROVED BY THE GOVERNOR APRIL 14, 2011.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 14, 2011.

Passed the House February 17, 2011

by the following vote: 60 Ayes,

0 Nays, 0 Not Voting

Speaker of the House
Pro Tempore

Cheryl Laube
Chief Clerk of the House

Passed the Senate April 12, 2011

by the following vote: 78 Ayes,

0 Nays, 2 Not Voting

Donald R. Blanton
President of the Senate

Charmian Bellington
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill received by the Governor this

12 day of April, 20 11

at 3:30 o'clock P. M.

Michelle Bendke
Secretary to the Governor

Approved this 14th day of

April

at 2:10 o'clock P. M.

Janice K. Brewer
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this 14th day of April, 20 11

at 5:07 o'clock P. M.

Ken Blumett
Secretary of State

H.B. 2316